

Union Calendar No. 149

103D CONGRESS
1ST SESSION

H. R. 3167

[Report No. 103-268]

A BILL

To extend the emergency unemployment compensation program, to establish a system of worker profiling, and for other purposes.

SEPTEMBER 29, 1993

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

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Mr. ROSTENKOWSKI introduced the following bill; which was referred to the Committee on Ways and Means

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[Omit the part struck through and insert the part printed in italic]

A BILL

To extend the emergency unemployment compensation program, to establish a system of worker profiling, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Unemployment Com-
5 pensation Amendments of 1993”.

1 **SEC. 2. EXTENSION OF EMERGENCY UNEMPLOYMENT COM-**
2 **PENSATION PROGRAM.**

3 (a) GENERAL RULE.—Sections 102(f)(1) and
4 106(a)(2) of the Emergency Unemployment Compensation
5 Act of 1991 (Public Law 102–164, as amended) are each
6 amended by striking “October 2, 1993” and inserting
7 “February 5, 1994”.

8 (b) WEEKS OF BENEFITS AVAILABLE DURING EX-
9 TENSION.—

10 (1) Subparagraph (A) of section 102(b)(2) of
11 such Act is amended—

12 (A) by redesignating clause (vi) as clause
13 (vii),

14 (B) by inserting after clause (v) the follow-
15 ing new clause:

16 “(vi) REDUCTION OF WEEKS AFTER
17 OCTOBER 2, 1993.—In the case of weeks
18 beginning after October 2, 1993—

19 “(I) clause (i) of this subpara-
20 graph shall be applied by substituting
21 ‘13’ for ‘33’ and by substituting ‘7’
22 for ‘26’,

23 “(II) clauses (ii), (iii), (iv), and
24 (v) of this subparagraph shall not
25 apply, and

1 “(III) subparagraph A of para-
2 graph (1) shall be applied by sub-
3 stituting ‘50 percent’ for ‘130 per-
4 cent’.”, and

5 (C) by striking “or (iv)” in clause (vii) (as
6 redesignated by subparagraph (A)) and insert-
7 ing “(iv), or (vi)”.

8 (2) Subparagraph (B) of section 102(b)(2) of
9 such Act is amended by striking “and (iv)” and in-
10 serting “(iv) and (vi)”.

11 (c) MODIFICATION OF FINAL PHASE-OUT.—Para-
12 graph (2) of section 102(f) of such Act is amended—

13 (1) by striking “October 2, 1993” and inserting
14 “February 5, 1994”, and

15 (2) by striking “January 15, 1994” and insert-
16 ing ~~“May 21, 1994”~~ “April 30, 1994”.

17 (d) CONFORMING AMENDMENTS.—Section 101(e) of
18 such Act is amended—

19 (1) by striking “October 2, 1993” each place it
20 appears in paragraph (1) and inserting “February 5,
21 1994”, and

22 (2) by striking “(and is not triggered off under
23 paragraph (1))” in paragraph (2) and inserting
24 “after February 5, 1994,”.

1 (e) EFFECTIVE DATE.—The amendments made by
2 this section shall apply to weeks of unemployment begin-
3 ning after October 2, 1993.

4 **SEC. 3. MODIFICATION TO ELIGIBILITY REQUIREMENTS**
5 **FOR EMERGENCY UNEMPLOYMENT COM-**
6 **PENSATION.**

7 (a) REPEAL OF DISREGARD OF RIGHTS TO REGULAR
8 COMPENSATION.—Subsection (f) of section 101 of the
9 Emergency Unemployment Compensation Act of 1991
10 (Public Law 102–164, as amended) is hereby repealed.

11 (b) EFFECTIVE DATE.—The repeal made by sub-
12 section (a) shall apply to weeks of unemployment begin-
13 ning after the date of the enactment of this Act; *except*
14 *that such repeal shall not apply in determining eligibility*
15 *for emergency unemployment compensation from an ac-*
16 *count established before October 2, 1993.*

17 **SEC. 4. WORKER PROFILING.**

18 (a) IN GENERAL.—

19 (1) ESTABLISHMENT OF PROFILING SYSTEM.—

20 Section 303 of the Social Security Act is amended
21 by adding at the end thereof the following new sub-
22 section:

23 “(j)(1) The State agency charged with the adminis-
24 tration of the State law shall establish and utilize a system

1 of profiling all new claimants for regular compensation
2 that—

3 “(A) identifies which claimants will be likely to
4 exhaust regular compensation and will need job
5 search assistance services to make a successful tran-
6 sition to new employment;

7 “(B) refers claimants identified pursuant to
8 subparagraph (A) to reemployment services, such as
9 job search assistance services, available under any
10 State or Federal law;

11 “(C) collects follow-up information relating to
12 the services received by such claimants and the em-
13 ployment outcomes for such claimants subsequent to
14 receiving such services and utilizes such information
15 in making identifications pursuant to subparagraph
16 (A); and

17 “(D) meets such other requirements as the Sec-
18 retary of Labor determines are appropriate.

19 “(2) Whenever the Secretary of Labor, after reason-
20 able notice and opportunity for hearing to the State agen-
21 cy charged with the administration of the State law, finds
22 that there is a failure to comply substantially with the re-
23 quirements of paragraph (1), the Secretary of Labor shall
24 notify such State agency that further payments will not
25 be made to the State until he is satisfied that there is

1 no longer any such failure. Until the Secretary of Labor
2 is so satisfied, he shall make no further certification to
3 the Secretary of the Treasury with respect to such State.”.

4 (2) CONFORMING AMENDMENT.—Section
5 304(a)(2) of the Social Security Act is amended by
6 striking “or (i)” and inserting “(i), or (j)”.

7 (b) PARTICIPATION REQUIREMENT.—Section 303(a)
8 of the Social Security Act is amended—

9 (1) by striking the period at the end of para-
10 graph (9) and inserting “; and”, and

11 (2) by adding at the end thereof the following
12 new paragraph:

13 “(10) A requirement that, as a condition of eli-
14 gibility for regular compensation for any week, any
15 claimant who has been referred to reemployment
16 services pursuant to the profiling system under sub-
17 section (j)(1)(B) participate in such services or in
18 similar services unless the State agency charged with
19 the administration of the State law determines—

20 “(A) such claimant has completed such
21 services; or

22 “(B) there is justifiable cause for such
23 claimant’s failure to participate in such serv-
24 ices.”.

1 (c) TECHNICAL ASSISTANCE.—The Secretary of
2 Labor shall provide technical assistance and advice to as-
3 sist the States in implementing the profiling system re-
4 quired under the amendments made by subsection (a).
5 Such assistance shall include the development and identi-
6 fication of model profiling systems.

7 (d) REPORT TO CONGRESS.—Not later than the date
8 3 years after the date of enactment of this Act, the Sec-
9 retary of Labor shall report to the Congress on the oper-
10 ation and effectiveness of the profiling system required
11 under the amendments made by subsection (a) and the
12 participation requirement provided by the amendments
13 made under subsection (b). Such report shall include such
14 recommendations as the Secretary of Labor determines
15 are appropriate.

16 (e) CONFORMING AMENDMENT.—Section 4 of the
17 Emergency Unemployment Compensation Amendments of
18 1993 (Public Law 103–6) is hereby repealed.

19 (f) EFFECTIVE DATES.—

20 (1) The amendments made by subsections (a)
21 and (b) shall take effect on the date one year after
22 the date of the enactment of this Act.

23 (2) The provisions of subsections (c), (d), and
24 (e) shall take effect on the date of enactment of this
25 Act.

1 **SEC. 5. TECHNICAL AMENDMENT TO UNEMPLOYMENT**
2 **TRUST FUND.**

3 Paragraph (1) of section 905(b) of the Social Secu-
4 rity Act is amended to read as follows:

5 “(b)(1) Except as provided in paragraph (3), the Sec-
6 retary of the Treasury shall transfer (as of the close of
7 each month) from the employment security administration
8 account to the extended unemployment compensation ac-
9 count established by subsection (a), an amount (deter-
10 mined by such Secretary) equal to 20 percent of the
11 amount by which—

12 “(A) the transfers to the employment security
13 administration account pursuant to section
14 901(b)(2) during such month, exceed

15 “(B) the payments during such month from the
16 employment security administration account pursu-
17 ant to section 901 (b)(3) and (d).

18 If for any such month the payments referred to in sub-
19 paragraph (B) exceed the transfers referred to in subpara-
20 graph (A), proper adjustments shall be made in the
21 amounts subsequently transferred.”

22 **SEC. 6. EXTENSION OF REPORTING DATE FOR ADVISORY**
23 **COUNCIL.**

24 Section 908(f) of the Social Security Act is amend-
25 ed—

1 (1) in paragraph (1), by striking “2d year” and
 2 inserting “third year”; and

3 (2) in paragraph (2), by striking “February 1,
 4 1994” and inserting “February 1, 1995”.

5 **SEC. 7. TEMPORARY INCREASE IN SPONSORSHIP PERIOD**
 6 **FOR ALIENS UNDER THE SUPPLEMENTAL SE-**
 7 **CURITY INCOME PROGRAM.**

8 (a) INCREASE IN SPONSORSHIP PERIOD.—

9 (1) IN GENERAL.—Section 1621 of the Social
 10 Security Act (42 U.S.C. 1382j) is amended by strik-
 11 ing “three years” each place such term appears and
 12 inserting “5 years”.

13 (2) EFFECTIVE DATE.—The amendments made
 14 by paragraph (1) shall take effect on January 1,
 15 1994.

16 (b) REINSTATEMENT OF PRIOR LAW.—

17 (1) IN GENERAL.—Section 1621 of the Social
 18 Security Act (42 U.S.C. 1382j), as amended by sub-
 19 section (a)(1) of this section, is amended by striking
 20 “5 years” each place such term appears and insert-
 21 ing “3 years”.

22 (2) EFFECTIVE DATE.—The amendments made
 23 by paragraph (1) shall take effect on October 1,
 24 ~~1997~~ 1996.